

# HB0098



## 102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB0098

Introduced 1/14/2021, by Rep. Jonathan Carroll

### SYNOPSIS AS INTRODUCED:

815 ILCS 505/2WWW new

Amends the Consumer Fraud and Deceptive Practices Act. Provides that a person commits an unlawful practice when he or she, in connection with any telecommunications service or voice over Internet protocol (VoIP) service, knowingly causes any caller identification service to transmit misleading or inaccurate caller identification information with the intent to deceive, defraud, mislead, harass, cause emotional distress, or wrongfully obtain anything of value. Provides exemptions.

LRB102 04049 KTG 14065 b

A BILL FOR

1 AN ACT concerning business.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Consumer Fraud and Deceptive Business  
5 Practices Act is amended by adding Section 2WWW as follows:

6 (815 ILCS 505/2WWW new)

7 Sec. 2WWW. Misleading caller identification.

8 (a) It is an unlawful practice to, in connection with any  
9 telecommunications service or voice over Internet protocol  
10 (VoIP) service, knowingly cause any caller identification  
11 service to transmit misleading or inaccurate caller  
12 identification information with the intent to deceive,  
13 defraud, mislead, harass, cause emotional distress, or  
14 wrongfully obtain anything of value.

15 (b) As used in this Section:

16 "Caller identification information" means the name,  
17 telephone number, or other identifying data of the person  
18 or entity originating a call using a telecommunications  
19 service or VoIP service.

20 "Caller identification service" means any service or  
21 device designed to provide the user of the service or  
22 device with the telephone number of, or other information  
23 regarding the origination of, a call made using a

1       telecommunications service or VoIP service. "Caller  
2       identification service" includes automatic number  
3       identification services.

4       (c) This Section does not apply to:

5               (1) any blocking of caller identification information;

6               (2) any authorized activity of a municipal, State, or  
7       federal law enforcement agency;

8               (3) any authorized activity of a federal intelligence  
9       or security agency; or

10              (4) any duly authorized process server that is used in  
11       connection with a civil, criminal, administrative, or  
12       arbitral proceeding, including the service of process,  
13       investigation in anticipation of litigation, the execution  
14       or enforcement of judgments, or compliance with the orders  
15       of any court.